CITY COUNCIL MEETING MINUTES
CITY OF SANTA MARIA, CALIFORNIA
JANUARY 15, 2019 - CITY HALL COUNCIL CHAMBERS

CALL TO ORDER
Mayor Patino called the meeting to order at 4:30 p.m.

ROLL CALL:
MEMBERS PRESENT:
Councilmember Soto, Councilmember Waterfield, and Mayor Patino
Councilmember Cordero and Councilmember Moats absent.

STAFF MEMBERS PRESENT:
City Manager Stilwell, Interim City Attorney Philip Sinco, Consulting Negotiator Che Johnson, Director of Utilities Shad Springer, Human Resources Manager Michelle New, and Chief Deputy City Clerk Garietz (for roll call only).

PUBLIC COMMENT PERIOD
There were no requests to speak.

CLOSED SESSION
Chief Deputy City Clerk Garietz announced that the Santa Maria Police Officers' Association (SMPOA) was inadvertently omitted from the Employee Groups in the initial published agenda. With the publication and distribution of the amended agenda, the SMPOA was added to the Closed Session Employee Groups.

Mayor Patino recessed to a Closed Session at 4:33 p.m. for:

1) **Public Employment pursuant to Subdivision (b)(1) Section 54957 of the Government Code**. Title: City Attorney.

2) **Conference with Labor Negotiators pursuant to Section 54957.6 of theGovernment Code:**

   Agency Representatives: City Manager Jason Stilwell, Director of Human Resources & Records Jayne Anderson, and Consulting Negotiator Che Johnson.

   Employee Organizations: Service Employees International Union (SEIU) Local 620, Santa Maria Police Association of Middle Management (SMPAMM), Santa Maria Police Officers' Association (SMPOA), Santa Maria City Fire Fighters' Union Local 2020 (Local), Non-Represented Management and Confidential Employees, and Public Safety Managers.

3) **Conference with Legal Counsel - Anticipated Litigation pursuant to Subdivision (d)(2) Section 54956.9 of the Government Code:** (One potential case)

   Councilmember Moats arrived at 4:33 p.m.

INVOCATION
Reverend David Nye of Pathway Family Services gave the Invocation.

PLEDGE OF ALLEGIANCE
Councilmember Waterfield led the Pledge of Allegiance.

CALL TO ORDER
Mayor Patino reconvened the meeting and called the meeting to order at 5:43 p.m.

ROLL CALL:
MEMBERS PRESENT:
Mayor Alice Patino, Councilmember Michael Moats, Councilmember Gloria Soto, and Councilmember Etta Waterfield

Councilmember Mike Cordero was absent.

STAFF MEMBERS PRESENT:
City Manager Jason Stilwell, Interim City Attorney Philip Sinco, Director of Human Resources and Records Jayne Anderson, Fire Chief Leonard Champion, Chief of Police Phillip Hansen, Director of Finance Mary Harvey, Planning Division Manager Ryan Hostetter, City Librarian Mary Housel, Principal Civil Engineer Rodger Olds, Assistant City Attorney Jeffrey Patrick, Director of Recreation and Parks Alex Posada, Management Analyst I Dennis Smitherman, Director of Utilities Shad Springer, Assistant

City Manager Patrick Wiemiller, Principal Planner Neda Zayer, and Chief Deputy City Clerk Rhonda Garietz

CLOSED SESSION REPORT: CITY ATTORNEY
Interim City Attorney Sinco announced that the City Council had not concluded the Closed Session and would continue the items at the end of the meeting.

1 PROCLAMATIONS/PRESENTATIONS

A. **HOMETOWN HEROES PROGRAM.** Director of Recreation & Parks Posada announced "Winter of 2019 Class of Honorees" for the Hometown Heroes Program in recognition of Santa Maria residents who currently serve or have served in the United States Military. Management Analyst Smitherman, Veterans of Foreign Wars Post 2521's Carl Holmquist, and American Legion Post 56's Richard Noriega presented the honorees with a certificate. The honorees were: Gary Ruskauff, Sr. (Navy), Ignacio G. Andrade, Jr. (Marine Corps), Robert G. Mettauer (Navy), George Benford, Jr. (Army), Dean Upchurch (Navy), William D. Maidment (Navy), Vernon Earl Graham (Navy), John L. Silva, Jr. (Army), Henry J. Gomes (Army), Harold Marsh (Navy), Robert W. Alldredge (Army), Marshall N. Braden (Army), and Laurence J. Lavagnino (Navy).

B. **RETIREMENT RESOLUTION FOR RECREATION SERVICES MANAGER TERESA REYBURN.**

Mayor Patino presented a retirement resolution to Recreation Services Manager, Teresa Reyburn, honoring and commending her for 39 years of dedicated public service. Ms. Reyburn thanked everyone and encouraged future volunteers and employees to get involved with the community and make a difference. She also introduced her two children in the audience.

Action: Adopt a Resolution honoring and commending Recreation Services Manager, Teresa Reyburn for her 39 years of dedicated public service to the City of Santa Maria.
Moved by Mayor Patino, seconded by Councilmember Waterfield.
Motion carried. Adopted as Resolution No. 2019-01. 4-0.

C. **RETIREMENT RESOLUTION FOR PARK SERVICES MANAGER JAMES (JIM) E. DAVIS.**

Councilmember Moats presented a retirement resolution to Park Services Manager, Jim Davis, honoring and commending him for 32 years of dedicated public service. Mr. Davis thanked everyone commented on how fast the time had gone by. He also introduced his wife.

Recreation & Parks Director Posada thanked both Ms. Reyburn and Mr. Davis and commented on their dedication and accomplishments.

Action: Adopt a Resolution honoring and commending Parks Services Manager, James Davis for his 32 years of dedicated public service to the City of Santa Maria.
Moved by Councilmember Moats, seconded by Councilmember Waterfield.
Motion carried. Adopted as Resolution No. 2019-02. 4-0.

D. Councilmember Soto presented a proclamation recognizing Saturday, January 19, 2019, as "Women's March Day" in the City of Santa Maria, and encouraging all residents and businesses to support the efforts of the Women's March. Audy Macdonald and Jessie Funes accepted the proclamation.

E. Councilmember Waterfield presented a proclamation recognizing January 14-20, 2019, as "Respect for Life Week." Jon Lindgren accepted the proclamation.

2 PUBLIC COMMENT PERIOD
Diane Flores, representing the American GI Forum, spoke about the program and its scholarship opportunities saying they had recently opened a new office in Santa Maria at the old Children's Resource Center in back of Rose of Sharon on the 700 block of Main Street.

Sara Macdonald, representing the League of Women Voters, announced she was observing the meeting on behalf of the League of Women Voters.

Jamie Rodriguez, representing the North Santa Barbara Manufactured Homeowners Team, encouraged the City to undertake rent control measures for mobile homeowners as they own their own mobile homes, but rent the land the home sits on.

City Manager Stilwell commented that there had been several meetings with mobile homeowners and additional meetings had been scheduled. He said staff was confident they would be able to work with the homeowners to find a cooperative solution.

Mayor Patino took a moment of silence in honor of police officers and first responders recently killed in the line of duty.

3 CONSENT CALENDAR

Chief Deputy City Clerk Garietz indicated that staff had requested that Item 3K, Summary Vacation on McCoy, be pulled and continued to a future meeting.

Councilmember Waterfield indicated that she would abstain from voting on Item 3F (Warrants) due to a conflict of interest.

Mayor Patino requested additional information from Recreation & Parks Director Posada regarding Item 3L (Authorization of the Recreation & Parks Commission to apply for Proposition 68 funding).

Item 3L, Proposition 68 Applications

Director of Recreation & Parks Posada indicated that approximately $35 million was available and grant applications were due in February. For the majority of the program applications, there was no matching funds required. The funding would be heavily focused on rural communities and community sports facilities. There would also be opportunities for tourism funding. Adopting the resolution would allow the Recreation & Parks Commission to apply for grants that do not require matching funds (the State requires that a local government body approve the application). If matching funds were required, staff would bring the grant application request to the City Council.

Consent Calendar Items 3A-3L (except 3F and 3K) were approved as presented, including the adoption of Resolution Nos. 2019-03, 2019-04, 2019-05, 2019-06, 2019-07, and 2019-08. Item 3K was continued to a future meeting. Consent Calendar Item 3F (Warrants) was approved. The recorded vote appears with each item below.

A. Waive the reading in full of all Ordinances and Resolutions. Ordinances on the Consent Agenda will be adopted by the same vote cast at the first meeting, unless City Council indicates otherwise.

Action: Waived full readings.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Readings waived. 4-0.

B. Approve the Minutes of the regular City Council Meeting of December 18, 2018.

Action: Minutes were approved as submitted.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Minutes approved. 4-0.

C. Adopt a Resolution authorizing the dissolution of the Santa Maria Community Television (SMCTV) Board of Directors by repealing its bylaws; authorizing the Public Information Manager, or other City Manager designee, to be the arbitrator of any appeal by an SMCTV member; and authorizing staff to adjust policies and procedures.

Action: Santa Maria Community Television Board of Directors dissolved and permission granted for staff to adjust future policies and procedures.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.

D. Adopt a Resolution authorizing the creation of a Temporary Project Manager classification and salary table.

Action: Temporary Project Manager position approved.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Adopted as Resolution No. 2019-04. 4-0.

E. That the City Council by motion approve a waiver of potential conflicts of interest for the law firm of Buynak, Fauver, Archibald and Spray, LLP, and authorizing the City Manager to sign a Conflicts Waiver Letter.

Action: Waiver of potential conflicts of interest ratified, and City Manager authorized to sign a Conflict Waiver letter.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Waiver approved. 4-0.

F. Payment of Warrants. Ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Finance.

Action: Payment of Warrants.
Moved by Councilmember Moats, seconded by Councilmember Soto.
Motion carried. Warrants Councilmember Waterfield; Absent: -0.

G. Payment of Payroll. Ordered ratified subject to having been certified by the proper Department Directors, as shown on records on file in the Department of Finance, and having been approved for payment by the Director of Finance.

Action: Payment of Payroll.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Payroll ratified. 4-0.

H. Adopt a Resolution approving an agreement with Hinderliter, De Llamas, and Associates for audit services and authorizing the examination of transactions and use tax records.

Action: Agreement with HDL approved.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Adopted as Resolution No. 2019-05. 4-0.

I. Adopt a Resolution authorizing the City Manager to execute agreements with the California Department of Taxes & Fee Administration for implementation of a local transactions and use tax.

Action: City Manager authorized to execute agreements with the California Department of Taxes & Fee Administration to implement local transactions and use tax.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Adopted as Resolution No. 2019-06. 4-0.

J. Adopt a Resolution authorizing the City Manager and his designees as the City's representatives to acquire surplus property through the auspices of the California State Agency for Surplus Property and accept responsibility for payment of incidental fees by the surplus property agency for a General Services Administration Excess Property (GSAXcess) account.

Action: City Manager authorized to acquire surplus property through California State Agency for Surplus Property.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Adopted as Resolution No. 2019-07. 4-0.

K. Adopt a Resolution approving the summary vacation of a portion of the street right-of-way for McCoy Lane pursuant to the Streets and Highway Code Section 8333(a).

Action: This item was continued to a future meeting.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.

L. Adopt a Resolution authorizing the Recreation & Parks Commission to apply for Proposition 68 funding not requiring matching funds.

Action: Recreation & Parks Commission authorized to apply for Proposition 68 funding.
Moved by Councilmember Waterfield, seconded by Councilmember Soto.
Motion carried. Adopted as Resolution No. 2019-08. 4-0.

4 APPOINTMENTS

A. The City Council was to consider making appointments to the *Block Grants Advisory Committee, Landmark Committee, Measure U Citizens' Oversight Committee, Planning Commission*, and *Recreation & Parks Commission.*

City Manager Stilwell indicated that Councilmember Cordero had contacted him requesting that this item be continued to a future meeting as he would like to be present during the appointments. There was general consensus of the Council to grant his request.

Action: This item was continued to a future meeting, and the application period held open.
Moved by Councilmember Waterfield, seconded by Councilmember Moats.

5 PUBLIC HEARING

A. APPEAL OF THE PLANNING COMMISSION'S RECOMMENDATION TO APPROVE A TENTATIVE MAP AND SUBDIVISION AGREEMENT FOR BETTERAVIA PLAZA, TRACT 6008. The City Council considered an appeal, by the Santa Maria Valley Railroad, of the Planning Commission's recommendation to approve a Tentative Tract Map (TR2016-0007) for Betteravia Plaza to allow the subdivision of a 57-acre parcel into 22 lots for commercial, office, high-density residential, and open space uses.

On November 21, 2018, the Planning Commission voted 3-0-1-1 (Abstained: Commissioner Seifert; Absent: Commissioner White-O'Neill) to approve an addendum to the final Environmental Impact Report and Tentative Tract Map (TR2016-0007) for Betteravia Plaza.

Director of Community Development Ng gave the report as detailed in the Council Agenda Report. The project site was located north of Betteravia, west of the railroad, east of Blosser, and south of Carmen Lane. A General Plan Amendment, Zone Change, Environmental Impact Report, Development Agreement, and Planned Development Permit were all approved in 2016. A subdivision of the tract map was approved more recently in November 2018.

An appeal of this project has been filed by Santa Maria Valley Railroad's (SMVRR) General Manager, Al Sheff, along with SMVRR President, Rob Himoto. The appellants are requesting that zoning along the railroad continue to be industrial citing concerns about the bike path being adjacent to the railroad, the widening of the crossing on Betteravia Road, proposed street improvements, and stormwater retention, particularly since significant stormwater currently flows onto the railroad from the project site.

Staff's response is that zoning for the project was already approved back in 2016, and they expect that SMVRR will be fully engaged in future discussions of fencing adjacent to the railroad. Staff recommends denying the appeal, and upholding the Planning Commission's approval of the Tentative Tract Map and addendum to the Final Environmental Impact Report.

Councilmember Waterfield asked if everything the appellant was concerned about had been addressed already.

Community Development Director Ng responded that the major concerns had been spelled out in the Development Agreement. The rest of the conditions would be addressed once the Planned Development Permit was pulled.

Councilmember Soto asked if issues with the bike path near the Country Club and Waller Park had been discussed during initial conversations about the project.

Director of Community Development Ng responded he would defer to the applicant, Dan Blough, to answer her question.

Appellant comments

Rob Himoto, representing Santa Maria Valley Railroad, expressed concerns about the development being adjacent to the railroad tracks citing potential issues with vandalism, trash dumping, and gang activity.

Councilmember Moats asked what noise level the train might present to high-density residential areas on the site.

Mr. Himoto stated trains are required by law to blow their horn at the Betteravia crossing, but the railroad's main concern is public safety in the project area.

Councilmember Soto asked what changes the railroad saw when the bike path had been put in at Waller Park.

Mr. Himoto responded that there was an increase in trespassing, trash dumping, and vandalism. He added that railroads are not compatible with public walkways unless there is a significant barrier. Over the last four or five years, rail business has tripled, trains are getting longer, and take a long time to come to a stop.

Councilmember Waterfield asked if Mr. Himoto had been present at the previous Planning Commission meetings regarding the project, and she invited the Mr. Blough to speak on how he might be willing to work with Mr. Himoto's concerns.

Mr. Himoto responded that the railroad received late notice of the hearings, and had not been

present for the previous meetings.

Applicant comments
Dan Blough stated he had called SMVRR after they had filed the appeal asking for a meeting with the railroad President, but his phone call was not returned. Mr. Blough went on to say he understood the railroad's concern with the 10-foot wide multi-purpose trail, and his plans were to put up an eight 8-foot chain link fence separating the walk path from the railroad track. A frost-proof vine would be grown along the fence to add to the visual separation so the railroad would eventually not be seen. As the project is developed, Mr. Blough stated, he would be happy to help preserve the separation between the railroad and the project.

Councilmember Moats asked whether a sound wall would be installed.

Mr. Blough responded that he did not plan to install a sound wall because it would not help with the noise significantly.

Written communications
There were no written communications received.

Public hearing
Mayor Patino opened the public hearing at 6:51 p.m., and immediately closed the public hearing having no requests to speak.

Action: The City Council adopted a Resolution denying an appeal by the Santa Maria Valley Railroad, Rob Himoto, and Al Sheff, and upholding the Planning Commission's decision to approve the Betteravia Plaza Tentative Tract Map and Addendum to the Final Environmental Impact Report.
Moved by Councilmember Moats, seconded by Councilmember Soto.
Motion carried. Adopted as Resolution No. 2019-09. 4-0.

B. **DOWNTOWN MULTIMODAL STREETSCAPE CONCEPT PLAN SPECIAL PROJECT IN THE DOWNTOWN SPECIFIC PLAN AREA.** The City Council considered a recommendation of the Planning Commission to approve a Special Project (SP2017-0013) for the City of Santa Maria to create a Downtown Multimodal Streetscape Concept Plan to redesign Main Street and Broadway within the Downtown Specific Plan area.

On December 5, 2018, the Planning Commission voted 4-0-1 (Absent: Commissioner Lopez) to recommend that the City Council adopt a Resolution approving a Special Project for the City of Santa Maria to create a Downtown Multimodal Streetscape Concept Plan.

Director of Community Development Ng introduced Principal Planner Zayer, Project Planner of the Downtown Streetscape Concept Plan, who gave the presentation as detailed in the Council Agenda Report. The Downtown Specific Plan, approved in 2015, included a component for a streetscape plan. City staff, in a joint effort between Community Development and Public Works, applied for a grant with Caltrans to put together a concept plan. The City received the grant in 2016.

The boundaries of the area are Main Street from Pine to Miller and Broadway from Mill to Cook. The overarching goals of the plan were to enhance access to the area for biking, walking, and transit; and connect the downtown to retail areas, civic areas, Hancock College, and the transit center.

Through public outreach, staff learned what residents and businesses would like to see in the plan including, but not limited to, better pedestrian-friendly walkable areas, slower traffic, a trolley, restaurant row, parks and gathering spaces, live music/arts/culture, bike parking and amenities, and a better connection to the college, transit center, and downtown in general. For street concepts, staff proposed widening of sidewalks, adding bulb outs at the intersections that would slow traffic, and shorten the area where pedestrians/bicyclists cross. A re-purposing portions of the roadway for outdoor dining, and raised buffered bike lanes were also proposed.

Work would begin with West Main Street. Style and character of the area would be inspired by a traditional southwest style with a simple color palette and pops of color, clean lines contrasted with ornamental features, dark wood and accents. An approved mixed-use project is set to begin at the corner of Main and Broadway. A traffic study and analysis would take place and Caltrans would come through to repave. Alternate routes may be explored for larger semi-trucks that frequent the area.

Council questions
Councilmember Moats asked about plans for bikers to continue out into the neighborhoods.

Public Works Principal Civil Engineer Olds responded that there was a master bike plan underway for the entire City.

Councilmember Waterfield expressed concerns with the fact that the area is on State Highway 166 saying that the project might create a false sense of safety for pedestrians. Many incidents of hit-and-run accidents occur each weekend in the area. She also asked if the City would pay the maintenance costs for re-routed trucks. She asked how truck drivers receive notice when there was a change of routes.
Councilmember Soto expressed her support for the project.

Mayor Patino asked when the traffic studies would begin and when the repaving would start on Highway 135.

Public Works Principal Civil Engineer Olds responded that traffic studies would begin once school was back in session.

Terri Persons, representing Caltrans, responded that paving would begin in 2022, and notice of route changes would come directly from the trucking companies to their drivers.

Councilmember Moats asked what the response had been from Caltrans regarding the plan.

Ms. Persons responded that Caltrans thought it was a well thought out plan, and they appreciated that the City had included so much public input.

There were no written communications received.

Public hearing
Mayor Patino opened the public hearing at 7:30 p.m.

Kathy Sharum, Carlos Escobedo, and Jeanne Sparks spoke in favor of the plan.

Ken Hough, representing SBCAN, spoke in support of the plan, and encouraged the City to add visible painted crosswalks to its streets and bus stops to the plan.

Ruben Espinoza, representing Corazon del Pueblo, spoke in support of the plan, and encouraged a rent ordinance for tenants living in the downtown.

Scott Cramer, representing Certified Freight Logistics, expressed concern about the safety of trucks driving through the area. He recommended that Caltrans take into account produce seasons (increased number of trucks driving through the area) when doing their traffic studies.

Pam Catalano asked that the bike lanes be separate from traffic lanes.

Mayor Patino closed the public hearing at 7:48 p.m.

Action: Downtown Multimodal Streetscape Concept Plan approved.
Moved by Councilmember Waterfield, seconded by Councilmember Moats.
Motion carried. Adopted as Resolution No. 2019-10. 4-0.

6 REGULAR BUSINESS

A. **COMMUNITY OUTREACH REGARDING FIREWORKS.** The City Council received a status report on fireworks in the City of Santa Maria.

Assistant City Manager Wiemiller gave a presentation as detailed in the Council Agenda Report. Safe & Sane fireworks are the fireworks that do not explode or launch into the sky. Local non-profits rely on the sale of Safe & Sane fireworks as part of their fundraising efforts. At this point, these fireworks are allowed only on July 4th from 11:00 a.m. to 11:00 p.m.

The City spent $5,000 last year on public education about fireworks. The Police Department

received 450 calls on July 4th, making the workload a challenge to the eight police officers out on patrol. Another challenging aspect to fireworks enforcement was being able to catch people in the act in order to fine them.

Community meetings were held with residents in November and December 2018 offering the public an opportunity to give input on fireworks issues. Suggestions from the public included having a volunteer civilian patrol assist with enforcement, increasing the amount of fines for illegal fireworks, increasing education for pet care on the 4th of July, and reducing the hours that fireworks can be used to 6:00 p.m. to 11:00 p.m. on the 4th of July. Residents also recommended that educational flyers be handed out with fireworks that are sold in booths, activating the "Nail 'em" smartphone application for locating and reporting illegal fireworks usage, building a database for fireworks offenders and suspects to help track the frequent offenders, considering a finder's fee to pay to those who report fireworks users, and asking the Chumash to fund the building of a Strawberry Bowl Event Center where there could be a public fireworks show and tailgate party.

Councilmember Moats asked what other communities do about the issue.

Assistant City Manager Wiemiller responded that it takes a lot of resources and time to deal with fireworks issues and communities were either eliminating fireworks altogether or continuing with Safe & Sane fireworks out of concern that if they stop allowing Safe & Sane fireworks the use of illegal fireworks would increase.

Councilmember Soto asked about the number of emergency room visits and/or injuries in Santa Maria caused by fireworks and if any fires had been caused by the fireworks.

Assistant City Manager Wiemiller responded that the number of injuries were minimal with only a couple of walk-ins at the emergency room the past year.

Fire Chief Champion added that actual fires caused by fireworks were minimal as well, although four or five years ago there had been a structure fire related to the fireworks.

Councilmember Waterfield stated that residents of Pioneer Village were requesting that the location of the City's fireworks show move from Edwards Event Center as the band had been placed up against the wall to the neighborhood last year. She also asked if undercover bicyclists could be placed in the neighborhoods where there were complaints.

Police Chief Hansen said it would be difficult to enforce, particularly as the streets are crowded with people and there would still be the issue of catching the perpetrator actually using the fireworks.

Assistant City Manager Wiemiller added that Director of Recreation & Parks Posada had a different layout in mind for the next fireworks show that would not have the stage up against the neighborhood.

Public input
There were no written communications.

Dale Willis, representing Victory Outreach Church, commented on Safe & Sane fireworks saying that a major source of income for non-profits were fireworks sales, and if they were no longer available, buyers might turn to illegal fireworks.

Cheri Imoe commented on her frustration with the fireworks issue saying there should be more police out on the 4th of July, and expressed her concern for safety during the 4th of July holiday.

Lea-Marie asked that the City ordinance deal with fireworks the way it deals with drugs making possession illegal, higher fines with payment to the finder, and encouraged having a venue built farther out of the City where fireworks could still be enjoyed without disturbing residents.

Lou Gilless, representing Rancho Junior Bowlers, commented on the amount of money the group raises selling fireworks. He said they feel penalized by the actions of illegal fireworks users, and recommended going after those who use illegal fireworks.

Louis Linney, representing TNT Fireworks, commented on what has worked in other cities saying the "social host" ordinance worked in Clovis (holds property owners and parents responsible).

Chino created a task force combining police and fire to do patrol, along with higher fines for offenders. These fines were put into a fund for the next year's enforcement. Manteca had success using the smartphone app. He added that Governor Newsom was in the process of allocating funding for fireworks issues in the state.

Council discussion
Mayor Patino asked about the possibility of increasing fines.

Interim City Attorney Sinco responded that the fines were currently based on the corresponding criminal offense which is up to $1,000 for misdemeanors. He said he and Assistant City Attorney Patrick would follow up and look into whether the City could enforce larger fines.

Councilmembers Waterfield and Moats commented that they hoped to see an ordinance eliminating illegal fireworks, but they both wanted to preserve Safe & Sane fireworks in the City, as it is a large part of fundraising efforts for so many organizations. They also asked that more than eight officers be deployed on the 4th of July, and that the City look into using the smartphone app to find and track offenders.

Police Chief Hansen responded that he would do everything, including a Task Force this year, to build a robust enforcement on the 4th.

Assistant City Manager Wiemiller added that several surrounding counties were doing "social host" ordinances.

Councilmember Soto expressed concern for the Veterans with PTSD, and the overall safety for children using sparklers and fireworks on the 4th of July, saying she had more questions than answers at this point.

Action: Direction was provided to staff to: 1) continue researching how other cities were handling fireworks issues; 2) raise the dollar amount of fines; 3) learn more about implementing the smartphone app; 4) increase the number of foot patrols on the 4th of July; and 5) continue allowing Safe & Sane fireworks, while prohibiting illegal fireworks.

B. **2019 TECHNICAL AMENDMENTS TO THE SANTA MARIA MUNICIPAL CODE.** The City Council considered an Ordinance making various technical amendments to the Santa Maria Municipal Code (SMMC) relating to personnel, business license requirements for transportation network company drivers, vicious dogs, public parking structures, parking on public property, and bicycles on public property.

Assistant City Attorney Patrick gave a presentation as detailed in the Council Agenda Report. For the past 20 years, the City has been doing annual technical amendments to review the Municipal Code for typos, grammatical errors, clarifications, and updated laws.

The proposed ordinance would: 1) make minor clerical corrections to the SMMC; 2) add Chapter 4-18 regarding transportation network company drivers such as Uber and Lyft; 3) amend the SMMC to be in compliance with the County of Santa Barbara's Ordinance on animal control; 4) add City parks and parking structures to the list of areas where parking for longer than 72 hours is prohibited; 5) prohibit bicycles, roller skates, skateboards, and other similar devices on public property with the proper posting; and 6) update the City's parking structure regulations to include towing of vehicles in violation of overnight parking rules and/or unlawfully parked vehicles that prevent access for safety vehicles or equipment.

Action: An Ordinance was introduced for first reading, and continued to the next meeting for second reading and adoption, making various technical amendments to the Santa Maria Municipal Code relating to personnel, business license requirements for transportation network company drivers, vicious dogs, public parking structures, parking on public property, and bicycles on public property.
Moved by Councilmember Waterfield, seconded by Councilmember Moats.
Motion carried. Introduced as Ordinance No. 2019-01, 4-0.

C. **COUNCIL APPOINTMENTS TO OUTSIDE BOARDS, COMMISSIONS, AND COMMITTEES REQUIRING COUNCIL REPRESENTATION.** The following appointments were made to outside boards/committees requiring Council representation. Staff recommended that the Multi-jurisdictional Solid Waste Task Force be discontinued as the group had evolved into the Santa Barbara County Local Task Force.

Air Pollution Control District	Patino/Waterfield
Breeze Policy Advisory Committee	Soto
Central Coast Water Authority	Cordero/Springer
Community Action Commission	Cordero
Downtown Revitalization Committee	Soto/Waterfield
Home for Good	Waterfield/Cordero
Santa Barbara Co. Association of Govt.'s	Patino/Waterfield
Airport/Council Informational Committee	Soto/Moats
Schools Quarterly Roundtable	Patino/Moats

Action: The proposed appointments were ratified by the City Council.
Moved by Councilmember Waterfield, seconded by Councilmember Moats.
Motion carried. 4-0.

REPORT BY CITY MANAGER
City Manager Stilwell reported that the next regular City Council meeting scheduled for February 5, 2019, would likely be cancelled due to a lack of business items. Should that occur, the next meeting would be February 19, 2019, and items on the agenda would include the semi-annual report by Home for Good; the 2nd quarter financial report; and proposed expenditures of the new Measure U2018.

ORAL REPORTS OF COUNCILMEMBERS AND OFFICERS (INCLUDING AB1234 REPORTS)
Councilmember Moats reported that he attended the Airport Board meeting, and City Attorney Trujillo's retirement celebration.

Councilmember Waterfield reported that she attended several City staff retirement celebrations; a meeting with a constituent; and a LAFCO Board meeting.

Councilmember Soto reported she attended the Annual Fire Protection Appreciation Dinner.

Mayor Patino reported she attended the CCRM Christmas Community event; the Santa Maria Public Airport meeting; an APCD board meeting; several City staff retirement celebrations; an agenda review meeting for SBCAG; the North County Subregional meeting; the Fire Protection Appreciation Dinner; and the Courtyard groundbreaking in Guadalupe.

RECESS - CLOSED SESSION
Mayor Patino recessed the meeting at 9:02 p.m. to continue the Closed Session.

CLOSED SESSION REPORT: CITY ATTORNEY
Interim City Attorney Sinco reported that there was no reportable action on any of the Closed Session items.

ADJOURNMENT
There being no further business before the City Council, Mayor Patino declared the City Council meeting adjourned at 10:05 p.m.

Approved at a regular meeting on February 19, 2019.

Rhonda M. Garietz, CMC
Chief Deputy City Clerk ~~and~~ ex officio Clerk
of the City Council

Attest:

Rhonda M. Garietz, CMC
Chief Deputy City Clerk

Alice M. Patino
Mayor of the City of Santa Maria